

**VOTING RECORD**  
**BOARD OF COUNTY COMMISSIONERS' MEETING**  
**THURSDAY, SEPTEMBER 6, 2012**  
**10:00 A.M.**

The following information is an unofficial record of the  
Frederick County Board of County Commissioners open meeting votes.

*(Official minutes of the Board of County Commissioners' meetings are kept on file in the County Manager's Office; the meetings are also video recorded. Approved minutes can be accessed at [www.FrederickCountyMD.gov/minutes](http://www.FrederickCountyMD.gov/minutes) and video of the meeting can be accessed at [www.FrederickCountyMD.gov](http://www.FrederickCountyMD.gov).)*

**CONSENT AGENDA**

The following items were presented on the consent agenda:

**BOARD OF EDUCATION (BOE) CURRENT EXPENSE FUND AMENDMENT**

- #5-12

**CHANGE ORDERS**

- Design Change Order No. 11 – Engineering Services for Water and Sanitary Sewer Replacement, Upgrades and Extensions in Coldstream, Balmoral, and Meadows – Rod Winebrenner, Utilities and Solid Waste Management Division
- Change Order No. 15, Improvements to Ijamsville Road, Contract A – Extension of Limit of Work to Prices Distillery Road – Chuck Nipe, Public Works Division

**GRANT**

- Request to Apply for a Grant through the Snyder Foundation for Animals – Harold Domer, Animal Control Division

*Motion to approve the consent agenda as presented.*

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith			X			
Shreve			X			
Gray		X	X			
Delauter	X		X			

**PUBLIC HEARINGS**

1. Zoning Text Amendment #ZT-12-14 – Nongovernmental Utilities and Nongovernmental Electric Substations – Eric Soter and Shawna Lemonds, Community Development Division

*Motion to approve ZT-12-14 as presented.*

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith		X	X			
Shreve			X			
Gray	X		X			
Delauter			X			

2. Submission of a Grant Application to the Maryland Community Development Block Grant (CDBG) Program to Fund an Aging Planning Study – Pat Fleet, Office of the County Manager

*Motion to approve the submission of the grant application as presented.*

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve			X			
Gray			X			
Delauter		X	X			

## **WORKSESSION**

1. Wells Fargo Home Mortgage Local Match – Helen Riddle, Business Development and Retention Division

*Motion to approve the resolution in support of a local match of \$100,000 for Wells Fargo Home Mortgage to receive a grant award from the Maryland Economic Development Assistance and Authority Fund (MEDAAF) of \$1 million and approval of the subsequent budget transfers also noting the funding revenue source would be from unallocated CIP funds.*

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young		X	X			
Smith	X		X			
Shreve			X			
Gray					X	
Delauter			X			

2. Appointments/Reappointments to Boards/Commissions – Joyce Grossnickle, Office of the County Manager

*Motion to appoint Lieutenant Ted Nee to the Mental Health Advisory Committee to fill an unexpired term to expire June 30, 2013.*

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith		X	X			
Shreve			X			
Gray			X			
Delauter	X		X			

3. The City of Frederick Annexation for the Crum Property – John Dimetriou, Community Development Division

*Motion to find the allowable land use and density between the City MO1 zone and the county's A zone are substantially different and to **grant** express approval for development to proceed within five-years of the date of municipal approval.*

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve			X			
Gray				X		
Delauter		X	X			

4. The City of Frederick Annexation for the Keller Property – John Dimetriou, Community Development Division

*Motion to find the allowable land use and density between the City R4 zone and the county's A zone are substantially different and to **grant** express approval for development to proceed within five-years of the date of municipal approval.*

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young	X		X			
Smith		X	X			
Shreve			X			
Gray				X		
Delauter			X			

### **ADMINISTRATIVE BUSINESS**

1. Decision on Proposed Amendment to the List of Exempt Employees (Public Hearing held on 8/23/12) – Linda Thall, Office of the County Attorney

*Motion to adopt the resolution and the changes to the list of exempt employees as presented.*

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young		X	X			
Smith	X		X			
Shreve			X			
Gray			X			
Delauter			X			

2. Comprehensive Plan / Zoning Review, Addressing Outstanding Issues – Jim Gugel, Community Development Division

#### Proposed East-West Arterial Highway – Eastalco

Yes – DG & PS

No – KD & BS

#### Case #WA-14 - Beattie Renn property

To include in the Frederick growth area and remove the Priority Preservation Area (PPA) designation:

Yes – BY, PS, BS & KD

No – DG

#### Town of Walkersville Community Growth Area

Unanimous agreement with staff recommendation.

#### Case #UR-40 - J.R.Ramsburg

Applicant's request – R1 zoning:

Yes – BY, PS, DG & KD

Abstained – BS

#### Case #NM-02 - Wimmer Property

Applicant's request – R1 zoning:

Yes – PS

No – BY, BS, DG & KD

### Case #FR-3 – Quynn Property

Applicant's request – General Commercial zoning:

Yes – BY, PS & KD (for the entire parcel)

No – BS & DG

### Water and Sewer Plan Amendment Revisions

#### Lafarge Quarry

The Board was unanimously in favor of the following:

- TM 418, Parcel 1018A – NPS to W-1  
Within the City of Frederick and has been confirmed to be hooked up to the City's water system. This parcel includes the administration offices for the site.
- TM 77, Parcels 13, 24, 25, 77, 88, 152, 298 – NPS to S-5, W-5  
Plan – Mineral Mining                      Zoning – General Industrial (GI) and Mineral Mining (MM)

#### Staley Property

The Board was unanimously in favor of the following:

The total site (TM 49, Parcel 50) is 78 acres on the west side of Glade Road within the Town of Walkersville. Approximately 20 acres is zoned LI and R-4 and is designated LI and High Density Residential on the Town's Comprehensive Plan. Only the existing residence is hooked up to the sewer system so a portion of the S-1 classification will be retained around the house with the remaining S-1 and all of the W-1 proposed to change to S-5, W-5.

- Water Plan – NPS, PS, and W-1 to W-5
- Sewer Plan – NPS, S-1 to S-5

#### White Rock

The Board was unanimously in favor of the following: (DG absent)

The following parcels or portions thereof are proposed to go from No Planned Service (NPS) to W-5:

- WWTP site – TM 47, Parcel 244, owned by Division of Utilities and Solid Waste Management. Plan – Institutional                      Zoning – R-1
- Shain Mellott property – TM 47, Parcel 151, 3.1 acres with an existing residence.  
Plan – Rural Residential                      Zoning – R-1
- Catherine Smith property – TM 47, Parcel 193, would only apply to portion zoned R-1 and R-3  
Plan – Rural Residential                      Zoning – R-1 and R-3 (7.3 acres)

### Brunswick Community Plan Amendment

The Board was unanimously in favor of the following: (DG absent)

- Oxbridge Development LC property – TM 92, Parcel 127, NPS to PS  
Plan – Low Density Residential                      Zoning - A
- Robert Moller property – TM 92, Parcel 252, NPS to PS  
Plan – Low Density Residential                      Zoning - A

**CLOSED SESSION**

Maryland Annotated Code State Government Article § 10-508(a) (7) To consult with counsel to obtain legal advice on a legal matter; and (8) To consult with staff, consultants, or other individuals about pending or potential litigation.

Topic – To discuss with the county attorneys and staff the possible settlement of pending litigation involving the county (two items).

*Motion to go into closed session.*

COMMISSIONERS	MOTION	SECOND	YES	NO	ABSTAIN	NOT PRESENT
Young			X			
Smith	X		X			
Shreve			X			
Gray			X			
Delauter		X	X			

For more information, please contact Patti Morrow at 301-600-6083 or [pmorrow@FrederickCountyMD.gov](mailto:pmorrow@FrederickCountyMD.gov)